

TUESDAY, JANUARY 10, 2012

FORTIETH LEGISLATIVE DAY

The House of Representatives of the One Hundred Seventh General Assembly of the State of Tennessee was called to order at twelve o'clock noon by Madam Speaker Harwell, in accordance with Article II, Section 8 of the Constitution of the State of Tennessee and pursuant to Senate Joint Resolution No. 468.

The proceedings were opened with prayer by Reverend Dr. Raymond D. Hodge, Church of God, Tennessee State Executive Offices, Ooltewah, TN.

Representative K. Brooks led the House in the Pledge of Allegiance to the Flag.

RECOGNITION IN THE WELL

Mrs. Carla Burleson was recognized in the Well to sing "The Star Spangled Banner."

ROLL CALL

The roll call was taken with the following results:

Present..... 83

Representatives present were Armstrong, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Pitts, Pody, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Todd, Towns, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Madam Speaker Harwell -- 83

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Casada; business

Representative Holt; business

Representative Matlock; business

**CLERK'S NOTE TO JOURNAL
October 17, 2011**

Representative Curry Todd resigned as the Chairman of the House State and Local Government Committee for the 107th General Assembly and all related special committee assignments. Speaker Harwell appointed Representative Bob Ramsey as interim Chair of the House State and Local Government Committee and to fill all related special committee assignments vacated by the resignation of Representative Todd.

**COMMUNICATION
December 9, 2011**

Dr. Christopher Michael Schwerdt
Pharmacist
323 East Main Street
Lebanon, TN 37087

Re: TennCare Pharmacy Advisory Committee

Dear Dr. Schwerdt:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 71-5-2401, I am appointing you to serve as a member of the TennCare Pharmacy Advisory Committee. Your term commences immediately and will expire on July 31, 2012.

I am forwarding a copy of this letter to Nichole Woods at the TennCare Pharmacy Advisory Committee. Ms. Woods will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,
/s/ Speaker Beth Harwell

cc: Nichole Woods -- TennCare Pharmacy Director
Lt. Gov. Ron Ramsey
Cody York, 8th Floor, Snodgrass Tower
Jeremy Harrel, G-7 State Capitol Bldg.
Gregory Gleaves
Connie Ridley
Joseph A. Barnes
Tammy Letzler

**COMMUNICATION
December 9, 2011**

Michael Walker
105 North Center Street, Suite 201
Collierville, TN 38017

Re: West Tennessee Seismic Safety Commission

Dear Mr. Walker:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 58-9-101, I am appointing you to serve as a member of the West Tennessee Seismic Safety Commission. Your term commences immediately and will expire on June 30, 2014.

I am forwarding a copy of this letter to Geologist, Gary Patterson, at the University of Memphis. Mr. Patterson will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,
/s/ Speaker Beth Harwell

cc: Gary Patterson, University of Memphis
Lt. Gov. Ron Ramsey
Cody York, 8th Floor, Snodgrass Tower
Jeremy Harrell, G-7 State Capitol Bldg.
Gregory Gleaves
Connie Ridley
Joseph A. Barnes
Tammy Letzler

**COMMUNICATION
December 28, 2011**

Alex Miller, Ph.D.
College of Business Administration
Office of the Dean
453 Haslam Business Building
Knoxville, TN 37996-4140

Re: Technology Development Corporation Board of Directors

Dear Dean Miller:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 4-14-303(c), I am appointing you as a public sector member of the Technology Development

2374

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TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Corporation Board of Directors. Your term commences immediately and will expire on June 30, 2013.

I am forwarding a copy of this letter to the Department of Economic and Community Development. Jennifer Alward will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,
/s/ Speaker Beth Harwell

cc: Jennifer Alward – Department of Economic and Community Development
Lt. Gov. Ron Ramsey
Cody York, 8th Floor, Snodgrass Tower
Jeremy Harrell, G-7 State Capitol Bldg.
Gregory Gleaves
Connie Ridley
Joseph A. Barnes
Tammy Letzler

SPONSOR EXCLUSION

Pursuant to the signed Sponsor Exclusion form, when a motion is made to add all members voting in the affirmative as co-prime sponsors to any bill or resolution on the House floor, the following member(s) request that their name(s) not be added without their own signature(s), and that this is effective until the adjournment of the 2012 annual session of the 107th General Assembly: Rep(s). Alexander, Butt, Hurley, Pody and Ragan.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such an addition:

House Bill No. 369: Rep(s). Pody as prime sponsor(s).

House Bill No. 369: Rep(s). Pody as first prime sponsor(s).

House Bill No. 1438: Rep(s). Powers as first prime sponsor(s).

House Bill No. 2170: Rep(s). Maggart as prime sponsor(s).

MESSAGE FROM THE SENATE January 10, 2012

2375

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TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 481; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 481 -- Memorials, Retirement - Chief Ricky Watson. by *Johnson.

**MESSAGE FROM THE SENATE
January 10, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 486; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 486 -- Memorials, Heroism - Lance Corporal Franklin Watson. by *McNally, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *Norris, *Overbey, *Ramsey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager.

**MESSAGE FROM THE SENATE
January 10, 2012**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 469, 471, 472, 473, 474, 476, 477, 478, 479, 480, 483, 488 and 489; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 469 -- Memorials, Death - Elizabeth Moorhead Brown. by *Henry.

Senate Joint Resolution No. 471 -- Memorials, Retirement - Jim Turner. by * Finney L.

Senate Joint Resolution No. 472 -- Memorials, Death - John William "Johnny" Radford. by *Finney L, *Herron.

Senate Joint Resolution No. 473 -- Memorials, Congratulations - Randy Rayburn, "Randy Rayburn School of Culinary Arts" at Nashville State Community College. by *Finney L, *Berke, *Harper, *Henry, *Herron, *Kyle.

Senate Joint Resolution No. 474 -- Memorials, Death - Dr. Eugene W. Fowinkle. by *Henry, *Herron.

Senate Joint Resolution No. 476 -- Memorials, Death - Judge Leon Ruben. by *Henry, *Harper, *Haynes, *Herron, *Kyle.

Senate Joint Resolution No. 477 -- Memorials, Death - John Bachman Hardcastle. by *Henry, *Haynes.

2376

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Senate Joint Resolution No. 478 -- Memorials, Retirement - Cecil "Harry" Chambers. by *Faulk.

Senate Joint Resolution No. 479 -- Memorials, Death - Roswell Rhea Browder. by *Yager, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Ramsey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson.

Senate Joint Resolution No. 480 -- Memorials, Death - Alberta Ahler Ross. by *Yager.

Senate Joint Resolution No. 483 -- Memorials, Congratulations - Fred J. Page High School marching band, Tennessee Division II Reserve Grand Champion. by *Johnson.

Senate Joint Resolution No. 488 -- Memorials, Death - Charles A. Fuller. by *Faulk.

Senate Joint Resolution No. 489 -- Memorials, Recognition - Volunteer High School marching band. by *Faulk.

PRESENT IN CHAMBER

Representative(s) Alexander, Bass, Floyd, Hardaway, C. Johnson, Jones, McDonald, Parkinson, Powers, Tidwell, J. Turner and Womick was/were recorded as being present in the Chamber.

PERSONAL ORDERS

ADDRESS TO THE HOUSE OF REPRESENTATIVES HOUSE SPEAKER BETH HARWELL

Without objection, I would like to address the body. I want to welcome you back. I look forward to working with each one of you as we process through the second half of the 107th General Assembly.

We are all proud of the fact that we are a part time legislature, and we realize the need to be efficient with our time. It always seems that the duties become greater and free time is less during the off-season.

Like many of you, I spent this summer with family and friends. These breaks are good; they make you realize how quickly time passes, and how we must prioritize what is important in our lives. That time gives us a refreshing perspective when we come back into session. I am reminded of a quote by Roger Sherman, a member of the Constitutional Convention of 1787:

"Representatives ought to return home and mix with the people. By remaining at the seat of government, they would acquire the habits of the place, which might differ from those of their constituents."

2377

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One of the most time consuming tasks for staff, and some members, over the summer has been the process of redistricting. I know that every member will not be satisfied by these results, but I wanted to give every member of this body the opportunity to sit down and express his or her concerns.

Due to this detailed approach, I would guess that this might have been one of the more time-consuming redistricting bills that we have ever had. This process has meant a lot of hard work. I want to particularly thank Deputy Speaker Steve McDaniel, all of the area leaders, members of the Ad Hoc Redistricting Committee, and especially attorney Doug Himes for their hard work.

I hate starting a year in such a rush on a divisive topic, but I would like to remind you that we have responsibilities; and one of those responsibilities every decade, is to process these bills and get them out to the citizens and election coordinators as soon as we possibly can.

We are already within the 90-day window for qualifying, and I want to remind you that while our immediate work on this may nearly be over, the work of our election commissions throughout the state is just beginning.

After this process, we will go directly into our normal routine of session, and I would like to ask all of us to be considerate of our staff's time and to limit your bills to things that truly are your focus and to start the process in an orderly manner. Please take those bills off notice that you are not or cannot move forward.

I look forward to working with each one of you this session, along with Governor Haslam, Lieutenant Governor Ron Ramsey and the Senate, local governments and our Congressional delegation.

Thank you.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Resolution No. 149** -- General Assembly, Directed Studies - Requests comptroller to study accounting systems utilized by municipal, county, and court clerks. by *Hardaway.

House State and Local Government Committee

***House Joint Resolution No. 520** -- General Assembly, Directed Studies - Directs the department of education to follow through and fulfill its publicly stated plan to provide multiple opportunities for feedback and future revision of the Tennessee Educator Acceleration Model (TEAM) in 2012. by *Forgety, *Swann, *Coley, *Cobb.

House Education Committee

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Joint Resolution No. 522** -- Naming and Designating - "John T. Cunningham Day," August 12, 2012. by *Johnson C.

House State and Local Government Committee

***House Joint Resolution No. 523** -- General Assembly, Statement of Intent or Position
- Urges the department of education to develop and recommend a modification to the Tennessee Educator Accelerator Model (TEAM) that would allow local education agencies to determine the frequency and extent of teacher evaluations for individual teachers who meet certain conditions. by *Forgety.

House Education Committee

***House Joint Resolution No. 525** -- General Assembly, Statement of Intent or Position
- Encourages inclusion of energy conservation curricula in K-12 education. by *Hardaway.

House Education Committee

***House Joint Resolution No. 526** -- General Assembly, Directed Studies - Requests department of safety to conduct feasibility study of an online database of persons having proof of financial responsibility for law enforcement purposes. by *Hardaway.

House Commerce Committee

***House Joint Resolution No. 527** -- General Assembly, Statement of Intent or Position
- Urges the commissioner to institute a policy whereby TennCare denies pharmacy coverage of the emergency contraceptive pill and amend the federal waiver if appropriate. by *Sexton.

House Health and Human Resources Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 12, 2012:

House Resolution No. 148 -- Memorials, Recognition - Sister Sandra Smithson. by *Cooper B.

House Joint Resolution No. 518 -- Memorials, Personal Occasion - Bob and Faye Carroll, 50th wedding anniversary. by *Evans.

House Joint Resolution No. 519 -- Memorials, Personal Occasion - Bob and Maie Edmonds, 60th wedding anniversary. by *Evans.

House Joint Resolution No. 521 -- Memorials, Death - Justice A.A. Birch. by *Gilmore.

2379

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House Joint Resolution No. 524 -- Memorials, Professional Achievement - Lettie Kendall, Robert M. Wormsley Outstanding County Official of the Year. by *Johnson C.

House Joint Resolution No. 528 -- Memorials, Recognition - Phi Theta Kappa, 94th annual convention. by *Fitzhugh.

House Joint Resolution No. 529 -- Memorials, Professional Achievement - Don Elsea, 2011 National AAU Folkstyle Referee of the Year. by *Floyd.

House Joint Resolution No. 530 -- Memorials, Personal Achievement - Charlie Baker, 2011 National Senior Olympics. by *Floyd.

House Joint Resolution No. 531 -- Memorials, Sports - Friendship Christian School, Class A state volleyball champions. by *Pody.

House Joint Resolution No. 532 -- Memorials, Personal Occasion - Estelle Hayes, 101st birthday. by *McDonald.

House Joint Resolution No. 533 -- Memorials, Retirement - Judge Barbara Haynes. by *McDonald, *Sontany, *Turner M, *Stewart, *Odom, *Gilmore, *Moore.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for January 12, 2012:

Senate Joint Resolution No. 469 -- Memorials, Death - Elizabeth Moorhead Brown. by *Henry.

Senate Joint Resolution No. 471 -- Memorials, Retirement - Jim Turner. by *Finney L.

Senate Joint Resolution No. 472 -- Memorials, Death - John William "Johnny" Radford. by *Finney L, *Herron.

Senate Joint Resolution No. 473 -- Memorials, Congratulations - Randy Rayburn, "Randy Rayburn School of Culinary Arts" at Nashville State Community College. by *Finney L, *Berke, *Harper, *Henry, *Herron, *Kyle.

Senate Joint Resolution No. 474 -- Memorials, Death - Dr. Eugene W. Fowinkle. by *Henry, *Herron.

Senate Joint Resolution No. 476 -- Memorials, Death - Judge Leon Ruben. by *Henry, *Harper, *Haynes, *Herron, *Kyle.

Senate Joint Resolution No. 477 -- Memorials, Death - John Bachman Hardcastle. by *Henry, *Haynes.

Senate Joint Resolution No. 478 -- Memorials, Retirement - Cecil "Harry" Chambers. by *Faulk.

Senate Joint Resolution No. 479 -- Memorials, Death - Roswell Rhea Browder. by *Yager, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Norris, *Overbey, *Ramsey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson.

Senate Joint Resolution No. 480 -- Memorials, Death - Alberta Ahler Ross. by *Yager.

Senate Joint Resolution No. 483 -- Memorials, Congratulations - Fred J. Page High School marching band, Tennessee Division II Reserve Grand Champion. by *Johnson.

Senate Joint Resolution No. 486 -- Memorials, Heroism - Lance Corporal Franklin Watson. by *McNally, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *Norris, *Overbey, *Ramsey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager.

Senate Joint Resolution No. 488 -- Memorials, Death - Charles A. Fuller. by *Faulk.

Senate Joint Resolution No. 489 -- Memorials, Recognition - Volunteer High School marching band. by *Faulk.

RESOLUTIONS LYING OVER

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

Senate Joint Resolution No. 353 -- Naming and Designating - Names the Operations Group Building at McGhee Tyson Air National Guard Base the "Major General Forster Operations Group Building." by *Overbey, *McNally, *Woodson, *Yager, *Faulk, *Crowe, *Southerland, *Ford.

House State and Local Government Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 2147** -- Taxes, Ad Valorem - As introduced, requires county assessors to audit the value and levels of assessment of public utility property located in their respective counties. - Amends TCA Title 67, Chapter 5, Part 13. by *Fitzhugh.

***House Bill No. 2160** -- Public Funds and Financing - As introduced, enacts the "Tennessee Linked Deposit Act." - Amends TCA Title 9 and Title 45. by *Fitzhugh.

House Bill No. 2161 -- Tort Liability and Reform - As introduced, revises certain provisions regarding tort actions and damages. - Amends TCA Title 20; Title 27; Title 29 and Title 47. by *Dennis, *Faison, *Bass, *Lundberg, *Watson, *Moore, *Rich, *Holt, *Carr, *Gotto, *Wirgau, *Shipley, *Butt, *Weaver, *Maggart, *Sexton, *Eldridge, *Evans, *Floyd, *White, *Powers, *Pody, *Sanderson, *Williams R, *Miller D, *Marsh.

***House Bill No. 2162** -- Criminal Offenses - As introduced, enacts the "Caylee Anthony Act." - Amends TCA Title 37; Title 38; Title 39 and Title 40. by *Shipley, *Hurley, *Powers, *Keisling, *Forgety, *Sparks.

***House Bill No. 2163** -- Children - As introduced, penalizes a parent for failing to report a missing child. - Amends TCA Title 37; Title 38; Title 39 and Title 40. by *Fitzhugh.

***House Bill No. 2164** -- Taxes, Sales - As introduced, directs the commissioner of revenue to reduce the state sales tax rate on food if there is a surplus of state revenue collected above budgeted estimates in a fiscal year; reserves one-half of such surplus for additional Tennessee student assistance awards. - Amends TCA Title 67, Chapter 6. by *Fitzhugh.

House Bill No. 2165 -- Birth Control - As introduced, requires that taxpayer-funded family planning services and programs to be provided through the county health departments or, alternatively, by the department of health; prohibits payment of such family planning funds to third-party providers or private organization or entities. - Amends TCA Section 68-34-105. by *White.

***House Bill No. 2166** -- Teachers, Principals and School Personnel - As introduced, requires the state board of education to develop a weighted instrument for evaluation of applicants for teaching positions with LEAs. - Amends TCA Title 49. by *Coley.

***House Bill No. 2167** -- Education - As introduced, requires interest inventories to be administered to high school juniors and college sophomores to assist students in career decisions. - Amends TCA Title 49. by *Coley.

***House Bill No. 2168** -- Education, Higher - As introduced, provides that combat veterans or current members of the United States armed forces that have been in combat who are not residents of Tennessee shall be classified as out-of-state students but shall not be charged out-of-state tuition rates. - Amends TCA Title 49. by *Hurley.

***House Bill No. 2169** -- Students - As introduced, requires the office of research and education accountability to perform a study of the effect of school day start time on academic performance. - Amends TCA Title 49. by *Coley.

***House Bill No. 2170** -- Budget Procedures - As introduced, requires the department of education to purchase uniform liability policy for the benefit of all professional employees. - Amends TCA Title 8; Title 9; Title 12; Title 49 and Title 56. by *Sargent, *Maggart.

***House Bill No. 2171** -- Highway Signs - As introduced, designates segment of S.R. 374 in Clarksville as "Officers David Scott and Yamil Baez-Santiago Memorial Parkway." by *Pitts.

***House Bill No. 2172** -- Schools, Home - As introduced, allows home school students, including those conducted by parents associated with an organization that conducts church-related schools, to participate in extracurricular athletics if the student meets the academic and conduct standards required of other participants. - Amends TCA Section 49-50-801 and Title 49, Chapter 6. by *Hurley.

House Bill No. 2173 -- Game and Fish Laws - As introduced, removes authority of Tennessee wildlife resources commission and TWRA to regulate hunting of wild hogs on private land. - Amends TCA Title 70. by *Forgety.

House Bill No. 2174 -- Election Laws - As introduced, allows persons age 60 and older to vote absentee upon request, instead of age 65 and older. - Amends TCA Section 2-6-201(5). by *Maggart.

House Bill No. 2175 -- Fireworks - As introduced, permits the sale of consumer fireworks in Shelby County by deleting language that prohibits the sale of fireworks in such county. - Amends TCA Section 68-104-112. by *Cooper B.

House Bill No. 2176 -- Election Laws - As introduced, removes requirement that voter needs photograph identification prior to voting; restores former requirement that voter present identification for purpose of comparing signature on the application for ballot. - Amends TCA Title 2, Chapter 7, Part 1. by *Turner M.

***House Bill No. 2177** -- Election Laws - As introduced, adds to evidences of identification to vote, a valid photo identification card issued free of charge by the county election commission of the county in which a person is registered to vote, provided the person meets the current requirements to obtain a free photo ID to vote and signs an affidavit verifying such person's qualifications; equipment and training to be provided by the coordinator of elections. - Amends TCA Section 2-7-112. by *McCormick.

***House Bill No. 2178** -- Election Laws - As introduced, recognizes as evidence of identification to vote, a valid employee identification card issued by a Tennessee municipality or county, provided the identification card contains a photograph of the voter. - Amends TCA Section 2-7-112. by *McCormick.

***House Bill No. 2179** -- Budget Procedures - As introduced, requires the department of education to include in its budget estimates an amount sufficient to cover the cost of providing liability insurance for professional public school personnel. - Amends TCA Title 8; Title 49 and Title 56. by *McCormick.

***House Bill No. 2180** -- Redistricting, Legislative - As introduced, updates references to 2010 TIGER system and geography. - Amends TCA Section 3-1-103. by *Hardaway.

***House Bill No. 2181** -- Redistricting, Legislative - As introduced, clarifies that senate must comply with applicable federal statutes. - Amends TCA Section 3-1-102. by *Hardaway.

***House Bill No. 2182** -- Redistricting, Legislative - As introduced, updates reference to 2010 TIGER system; clarifies contiguity by water is sufficient. - Amends TCA Section 2-16-103. by *Hardaway.

***House Bill No. 2183** -- Redistricting, Legislative - As introduced, updates references to 2010 TIGER system and geography; clarifies provisions concerning districts, terms and vacancies prior to November 2012 elections; clarifies that house districts are not affected by reapportionment of county legislative bodies. - Amends TCA Section 3-1-103. by *Hardaway.

***House Bill No. 2184** -- Redistricting, Legislative - As introduced, updates references to 2010 TIGER system and geography; clarifies provisions concerning districts, terms and vacancies prior to November 2012 elections; clarifies that contiguity by water is sufficient. - Amends TCA Section 3-1-102. by *Hardaway.

***House Bill No. 2185** -- Redistricting, Congressional - As introduced, requires compliance with state and federal constitutions as well as judicial decisions in passing congressional redistricting plan. - Amends TCA Title 2, Chapter 16, Part 1. by *Hardaway.

House Bill No. 2186 -- Business and Commerce - As introduced, repeals Chapter __ of the Public Acts of 2011 (Senate Bill 632 / House Bill 600). - Repeals Chapter ____ of the Public Acts of 2011. by *Gilmore.

***House Bill No. 2187** -- Public Utilities - As introduced, establishes a standard, which excludes certain expenses, to be used by the authority for determining justness and reasonableness of water utility rates. - Amends TCA Title 65, Chapter 4, Part 1 and Title 65, Chapter 5, Part 1. by *Floyd.

***House Bill No. 2188** -- Child Custody and Support - As introduced, clarifies definitions that apply to parents in the armed forces seeking modification of orders concerning parenting. - Amends TCA Title 36. by *Johnson C.

***House Bill No. 2189** -- Naming and Designating - As introduced, names Murfreesboro National Guard Armory in honor of the late First Lieutenant William Eric Emmert. by *Womick.

***House Bill No. 2190** -- Election Laws - As introduced, exempts a person 65 years of age and older from the requirements of showing an identification with a photograph of the voter when signing an application for ballot to vote. - Amends TCA Section 2-7-112. by *Favors.

***House Bill No. 2191** -- Immigration - As introduced, creates felony offenses for concealing, harboring, shielding from detection, transporting, or any attempt thereof, certain persons in this state; provides that certain property utilized in committing such offenses be subject to forfeiture. - Amends TCA Title 38; Title 39; Title 40; Title 41 and Title 50. by *Shipley.

House Bill No. 2192 -- Tort Liability and Reform - As introduced, revises provisions governing liability of landowners who permit others to use their land for recreational purposes free of charge. - Amends TCA Title 20; Title 29; Title 49 and Title 70, Chapter 7. by *Marsh.

***House Bill No. 2193** -- Unemployment Compensation - As introduced, makes ineligible for benefits those claimants who were discharged after having agreed in writing to obtain a license or certification by a specified date and then have failed to do so. - Amends TCA Title 50, Chapter 7. by *Johnson C.

***House Bill No. 2194** -- Election Laws - As introduced, prohibits a person convicted of an infamous crime from voting in person or by absentee ballot if the person is incarcerated on election day or for the period of time established by law for early voting. - Amends TCA Title 2 and Title 40. by *Hurley.

***House Bill No. 2195** -- Special License Plates - As introduced, authorizes issuance of National Council of Negro Women new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to promote initiatives to maximize the personal, emotional and academic growth and development of African American children in Memphis and Shelby County. - Amends TCA Title 55, Chapter 4. by *Cooper B.

***House Bill No. 2196** -- Beer - As introduced, restores language to clarify that the governmental entity, committee or board that issues a beer permit or license is the governmental entity to revoke or suspend such permit or license. - Amends TCA Section 57-5-108. by *Ramsey.

***House Bill No. 2197** -- Financial Responsibility Law - As introduced, requires a person with two or more convictions for driving under the influence to maintain double the amount of liability insurance, deposit of cash, or bond filed with the commissioner of safety in order to comply with financial responsibility laws. - Amends TCA Title 55. by *Hurley.

***House Bill No. 2198** -- Tattoos and Piercings - As introduced, adds recordkeeping and other requirements for tattooing of minors, increases penalties for violations related to tattooing of minors. - Amends TCA Title 37; Title 39, Chapter 15, Part 4 and Title 62, Chapter 38, Part 2. by *Parkinson.

***House Bill No. 2199** -- Insurance Companies, Agents, Brokers, Policies - As introduced, requires all contracts of insurance issued for delivery in Tennessee after July 1, 2012, to provide for a 10 percent premium reduction for any renewed insurance policy that has not had any claims filed against such policy that resulted in payment by the insurance company for the previous year. - Amends TCA Title 56. by *Parkinson.

***House Bill No. 2200** -- Education, Higher - As introduced, creates student athlete trust fund to provide one-time payments to public higher education Division 1 athletes upon graduation that are funded from athletic department revenue, does not apply if causes loss of revenue due to loss of membership in NCAA, requires THEC to direct requesting of a waiver from NCAA to allow implementation. - Amends TCA Title 49. by *Parkinson.

***House Bill No. 2201** -- Sexual Offenses - As introduced, requires that persons convicted of rape or aggravated rape serve 100 percent of sentence. - Amends TCA Title 39, Chapter 13, Part 5 and Title 40, Chapter 35. by *Parkinson.

***House Bill No. 2202** -- Unemployment Compensation - As introduced, requires commissioner of labor and workforce development to appoint department attorney to indigent claimant in unemployment benefit appeal upon request when employer is represented by counsel at appeal; employer will pay costs of claimant's legal representation if claimant prevails, otherwise cost comes from department's existing resources. - Amends TCA Title 4; Title 23 and Title 50. by *Parkinson.

***House Bill No. 2203** -- Motor Vehicles - As introduced, requires demolishers to contact the police before destroying a vehicle that does not present with a certificate of title, auction sales receipt, or certificate of authority to demolish. - Amends TCA Title 39 and Title 55, Chapter 16. by *Parkinson.

***House Bill No. 2204** -- General Assembly - As introduced, reduces from 12 to 10 the number of months that a former member's legislative email will be forwarded to a private email account on request. - Amends TCA Title 3. by *Maggart.

***House Bill No. 2205** -- Banks and Financial Institutions - As introduced, increases from \$1,000 to \$1,100 the maximum civil penalty that may be assessed administratively for violation of laws and rules concerning money transmitters. - Amends TCA Title 45. by *Maggart.

***House Bill No. 2206** -- Clerks, Court - As introduced, increases from 90 days to 120 days the notice period that clerks must provide to the state librarian and archivist before destroying books or records, in order that such documents may be examined for historical value. - Amends TCA Title 18. by *Maggart.

***House Bill No. 2207** -- Motor Vehicles - As introduced, clarifies that trailers used in the furtherance of a business are required to be registered. - Amends TCA Title 55. by *Maggart.

***House Bill No. 2208** -- Child Custody and Support - As introduced, increases from \$400 to \$450 the penalty for conspiring not to report a newly hired employee to the department of human services for purposes of checking for child support arrearages and establishing paternity. - Amends TCA Title 36. by *Maggart.

***House Bill No. 2209** -- Historical Sites and Preservation - As introduced, increases from two weeks to 17 days the minimum amount of time by which advance notice of a public hearing concerning adoption of a resolution establishing a grant program for revitalization of real estate in an older neighborhood must be given. - Amends TCA Title 13. by *Maggart.

***House Bill No. 2210** -- Gas, Petroleum Products, Volatile Oils - As introduced, requires hearing notices given to oil and gas surface owners to contain the date and nature of the hearing. - Amends TCA Title 60. by *Maggart.

***House Bill No. 2211** -- Regional Authorities and Special Districts - As introduced, increases from two to three weeks the minimum period of time that notices of public hearings for proposed economic impact plans be made by the Tennessee Regional Megasite Authority. - Amends TCA Title 64. by *Maggart.

***House Bill No. 2212** -- Employees, Employers - As introduced, provides that only authorized persons have access to evidence or information resulting from administrative inspections. - Amends TCA Title 50. by *Maggart.

***House Bill No. 2213** -- Education - As introduced, allows students to indicate that they do not wish to receive electronic advertisements and solicitations if students' e-mail addresses are used in campus directories. - Amends TCA Title 49. by *Maggart.

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2214** -- Interstate Compacts - As introduced, removes Tennessee from the Interstate Compact for Supervision of Adult Offenders. - Repeals TCA Title 40, Chapter 28, Part 4 and Chapter 805 of the Public Acts of 2002. by *Hurley.

***House Bill No. 2215** -- Tort Liability and Reform - As introduced, provides immunity for first responders when using forcible entry to enter premises to render emergency medical assistance when responding to 911 call; enacts "Jaclyn's Law." - Amends TCA Title 7, Chapter 86; Title 29; Title 63, Chapter 6 and Title 68, Chapter 140. by *Casada.

***House Bill No. 2216** -- Education - As introduced, changes from September 30 to July 31 the date by which children must reach age four in order to enter pre-K or age five to enter kindergarten. - Amends TCA Title 49, Chapter 6. by *Casada.

***House Bill No. 2217** -- Motor Vehicles - As introduced, requires all tractor trailers to have a sign on the rear of the vehicle identifying the owner and the owner's business phone. - Amends TCA Title 55, Chapter 8, Part 2. by *Hurley.

***House Bill No. 2218** -- Drug and Alcohol Rehabilitation - As introduced, prohibits controlled substance analogues that have substantially same chemical structure as a controlled substance or have a similar effect on the central nervous system as a controlled substance and punishes the offense the same as the controlled substance to which it is similar. - Amends TCA Title 39, Chapter 17, Part 4. by *Shipley.

***House Bill No. 2219** -- Election Laws - As introduced, authorizes an identification card from certain transit authorities to be used as valid identification when voting. - Amends TCA Section 2-7-112. by *Cooper B.

***House Bill No. 2220** -- Highway Signs - As introduced, directs the department of transportation to erect signs designating the route to T.O. Fuller State Park from Graceland Mansion. by *Cooper B.

***House Bill No. 2221** -- Criminal Offenses - As introduced, prohibits business owners from knowingly permitting minors to engage in sexual activity on the premises of the business. - Amends TCA Title 39; Title 40; Title 67; Title 68 and Title 71. by *Parkinson.

***House Bill No. 2222** -- Teachers, Principals and School Personnel - As introduced, requires local boards of education to adopt dress codes for professional employees. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 5. by *Parkinson.

***House Bill No. 2223** -- Statutes and Codification - As introduced, codifies the Acts of the 2011 legislative session. by *McCormick.

***House Bill No. 2224** -- Banks and Financial Institutions - As introduced, enacts the "Main Street Recovery and Anti-Wall Street Corruption Act of 2012." - Amends TCA Title 2; Title 28; Title 38; Title 39; Title 40; Title 45 and Title 47. by *Stewart.

***House Bill No. 2225** -- Utilities, Utility Districts - As introduced, revises provisions governing the filling of vacancies occurring on the board of commissioners of certain multi-county utility districts. - Amends TCA Section 7-82-307 and Title 7, Chapter 82, Part 6. by *Haynes.

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2226** -- Criminal Offenses - As introduced, criminalizes possession, use, transfer or installation of software designed to manipulate retail records of transactions for evading payment of sales tax to the state. - Amends TCA Title 38; Title 39; Title 40 and Title 67. by *Miller D.

***House Bill No. 2227** -- Landlord and Tenant - As introduced, requires certain landlords to register with governmental entities, pay a registration fee and maintain certain identification on tenants; requires the comptroller to include certain information in its online database. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 39; Title 40; Title 66 and Title 67. by *Hurley.

***House Bill No. 2228** -- Motor Vehicles - As introduced, revises from 10,000 to 8,000 the size of a municipality that can enforce certain traffic violations on interstate and defense highways within their jurisdiction without the permission of the commissioner of safety. - Amends TCA Section 55-10-308. by *Hurley.

***House Bill No. 2229** -- Education - As introduced, requires high schools to forward vaccination records to higher education institution on behalf of dual enrollment student upon request of the student's parent or guardian; authorizes commissioner of education to promulgate rules to implement this act. - Amends TCA Title 49 and Title 68, Chapter 5. by *Hurley.

***House Bill No. 2230** -- Taxes, Sales - As introduced, changes date for annual sales tax holiday from the first weekend in August to the last weekend in July each year. - Amends TCA Title 67, Chapter 6, Part 3. by *Elam.

***House Bill No. 2231** -- Public Funds and Financing - As introduced, enacts the "Uniformity in Tax Increment Financing Act of 2012." - Amends TCA Title 7; Title 9 and Title 13. by *McManus.

***House Bill No. 2232** -- Naming and Designating - As introduced, names new driver services center in Chattanooga in honor of Joe Glasscock. by *Floyd.

***House Bill No. 2233** -- Drug and Alcohol Rehabilitation - As introduced, designates titles and related qualifications concerning interns and level I and II alcohol and drug abuse counselors under statute for licensing alcohol and drug abuse counselors. - Amends TCA Title 68, Chapter 24, Part 6. by *Casada.

***House Bill No. 2234** -- Teachers, Principals and School Personnel - As introduced, requires LEAs to complete final teacher summative evaluation conferences no later than the last teacher work day of the school year using all data and information available by such time. - Amends TCA Title 49, Chapter 1, Part 3. by *Casada.

***House Bill No. 2235** -- Education - As introduced, makes the Move on When Ready Act inapplicable in Williamson County. - Amends TCA Title 49, Chapter 6, Part 83. by *Casada.

***House Bill No. 2236** -- Highway Signs - As introduced, names I-65 underpass in Williamson County in honor of late Lance Corporal Benjamin H. Gearheart. by *Casada.

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2237** -- Teachers, Principals and School Personnel - As introduced, revises certain provisions concerning dismissal or suspension of teachers. - Amends TCA Title 49, Chapter 5, Part 5. by *Casada.

House Bill No. 2238 -- Business and Commerce - As introduced, limits ability of local governments to place employment practices, standards or other requirements on businesses that deviate from, modify, supplement, add to, change or vary in any manner from state statutorily imposed or recognized requirements. - Amends TCA Section 7-51-1802. by *Casada.

***House Bill No. 2239** -- Taxes, Sales - As introduced, reduces from 5.5 percent to 5 percent the tax rate levied on the retail sale of food and food ingredients. - Amends TCA Title 67, Chapter 6. by *Casada.

***House Bill No. 2240** -- Taxes, Sales - As introduced, changes the date of the sales tax holiday from the first Friday of August to the last Friday of July. - Amends TCA Title 67. by *Pody.

***House Bill No. 2241** -- Election Laws - As introduced, permits a valid photo identification card issued by a county or city to its employee to be used as identification for verifying the person's identify on an application for ballot. - Amends TCA Section 2-7-112. by *Favors.

***House Bill No. 2242** -- Election Laws - As introduced, allows student identification cards, issued by institutions of higher education in the state, to verify a person's identification to vote. - Amends TCA Section 2-7-112. by *Favors.

***House Bill No. 2243** -- State Inmates - As introduced, requires the department of correction to conduct a study on the number of inmates sentenced pursuant to the "Three Strikes Law." - Amends TCA Section 40-35-120. by *Pruitt.

***House Bill No. 2244** -- Education - As introduced, limits to two years permits issued to teach a subject in public schools when qualified teachers for such subject are unavailable. - Amends TCA Section 49-5-106. by *Pruitt.

***House Bill No. 2245** -- Civil Service - As introduced, requires employing authority or civil service commission to decide state employee grievance or appeal within same amount of time that employee is given to file grievance or appeal. - Amends TCA Title 4, Chapter 5 and Title 8, Chapter 30. by *Hardaway.

***House Bill No. 2246** -- Taxes, Exemption and Credits - As introduced, provides that eligible disabled veteran home owners are not required to reapply for property tax relief in years following initial tax years in which they originally submitted applications. - Amends TCA Title 67, Chapter 5, Part 7. by *Hardaway.

***House Bill No. 2247** -- State Employees - As introduced, specifies that state employees are subject to discipline, including dismissal, for advertising nongovernmental business on state property or in state media while on duty, exempts bulletin boards and newsletters that are designated by employer as being acceptable venue for such advertisements. - Amends TCA Title 8. by *Hardaway.

***House Bill No. 2248** -- Election Laws - As introduced, requires that notice of change of polling place be mailed to voters at least 10 days before the election day, except in cases where polling place is changed within 10 days of the election day due to an emergency. - Amends TCA Title 2. by *Hardaway.

***House Bill No. 2249** -- Criminal Procedure - As introduced, creates a sentencing enhancement factor for adult defendants who involve children under the age of 13 in the commission of an offense. - Amends TCA Title 39 and Title 40. by *Hardaway.

***House Bill No. 2250** -- Sentencing - As introduced, enacts the "Educate, Don't Incarcerate Act." - Amends TCA Title 4, Chapter 3, Part 3; Title 40 and Title 49. by *Hardaway.

***House Bill No. 2251** -- Child Custody and Support - As introduced, authorizes man who has paid child support for a child who is not his biological child to recover such child support from the biological father. - Amends TCA Section 24-7-112; Title 36, Chapter 2 and Title 36, Chapter 5. by *Hardaway.

***House Bill No. 2252** -- Election Laws - As introduced, requires the coordinator of elections to create a program to enable each precinct registrar to search records of the coordinator that are linked to the department of safety database to retrieve a photographic image of the voter if the voter is unable to present evidence of identification that bears the name and photograph of the voter. - Amends TCA Title 2, Chapter 7. by *Hardaway.

***House Bill No. 2253** -- Local Education Agencies - As introduced, authorizes change by county legislative body, with approval of the voters, in the number of members of the county board of education to any number no less than three nor more than 13. - Amends TCA Title 49, Chapter 2, Part 2. by *Hardaway.

***House Bill No. 2254** -- Local Education Agencies - As introduced, requires transition planning for funding local maintenance of effort before a city or special school district may be abolished or dissolved or its administration transferred to another school system. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3; Title 49, Chapter 5 and Title 49, Chapter 6. by *Hardaway.

***House Bill No. 2255** -- Education - As introduced, requires the director of schools and the local board chair to prepare needs based budgets for the first, third, fifth, seventh and 10th school years beyond the next school year. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Hardaway.

***House Bill No. 2256** -- Education - As introduced, requires a local legislative body to make maintenance of effort payments according to a standard statewide payment schedule adopted by the commissioner of education; permits adoption by the LEA and the local legislative body, with the approval of the commissioner, of an alternate payment schedule. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Hardaway.

***House Bill No. 2257** -- Redistricting, Legislative - As introduced, updates references to 2010 TIGER system and geography; clarifies provisions concerning districts, terms and vacancies prior to November 2012 elections. - Amends TCA Section 3-1-102. by *Hardaway.

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2258** -- Redistricting, Congressional - As introduced, removes statutory provision prohibiting mid-census redistricting. - Amends TCA Title 2, Chapter 16, Part 1. by *Hardaway.

***House Bill No. 2259** -- Redistricting, Congressional - As introduced, clarifies contiguity by water is sufficient for congressional districts. - Amends TCA Section 2-16-103. by *Hardaway.

***House Bill No. 2260** -- Food and Food Products - As introduced, creates incentives for participation in community gardens. - Amends TCA Title 43; Title 49; Title 67 and Title 71. by *Hardaway.

***House Bill No. 2261** -- Landlord and Tenant - As introduced, specifies that perpetrator of domestic violence remains liable for rent and damages under rental agreement even if the perpetrator is ordered to vacate the premises by protection order. - Amends TCA Title 36, Chapter 3, Part 6 and Title 66. by *Hardaway.

***House Bill No. 2262** -- Landlord and Tenant - As introduced, allows a victim of domestic abuse, sexual assault, or stalking to terminate a lease or rental agreement if notice and documentation that tenant is a victim are presented to landlord. - Amends TCA Title 66. by *Hardaway.

***House Bill No. 2263** -- Consumer Protection - As introduced, requires motor vehicle dealers and automotive mobility dealers to receive, and maintain for a certain amount of time, certain documentation from consumers prior to facilitating an auto loan for the purchase of vehicles. - Amends TCA Title 47, Chapter 18 and Title 55. by *Hardaway.

***House Bill No. 2264** -- Redistricting, Legislative - As introduced, clarifies provisions concerning districts, terms and vacancies prior to November 2012 elections; clarifies that house districts are not affected by reapportionment of county legislative bodies. - Amends TCA Section 3-1-103. by *Hardaway.

***House Bill No. 2265** -- Taxes, Ad Valorem - As introduced, authorizes counties and cities to sell real estate acquired at delinquent tax sales to adjoining property owners at a 25 percent discount in exchange for sweat equity, under certain circumstances. - Amends TCA Title 6; Title 7; Title 13 and Title 67, Chapter 5, Part 25. by *Hardaway.

***House Bill No. 2266** -- Taxes, Real Property - As introduced, requires court clerks who are notified by persons having legal claims against property set for delinquent tax sale to notify such persons of the results of such delinquent tax sale. - Amends TCA Title 67, Chapter 5. by *Hardaway.

***House Bill No. 2267** -- Schools, Charter - As introduced, permits charter school use of LEA vacant land on same basis that LEA underutilized and vacant properties, other than vacant land, can currently be used; permits property obtained by local governments at tax sales to be conveyed to a charter school for use for its school purposes. - Amends TCA Title 49, Chapter 13. by *Hardaway.

***House Bill No. 2268** -- Criminal Offenses - As introduced, requires any person, firm, or corporation engaged in the business of buying and selling used or scrap jewelry and precious metals through the Internet to register with the chief of police and sheriff of each city and county in which the person selling or buying such used or scrap jewelry and precious metals is located. - Amends TCA Title 38, Chapter 1. by *Hardaway.

***House Bill No. 2269** -- Education, Higher - As introduced, creates a civil cause of action for institutions of higher education for damages resulting from the actions of coaches and agents that result in sanctions or penalties being assessed against the institution or its athletes; creates a civil cause of action for student athletes for damages resulting from the actions of coaches, institutional agents, boosters, other student athletes and athlete agents that result in sanctions or penalties being assessed against the institution or its athletes. - Amends TCA Title 49, Chapter 7. by *Hardaway.

***House Bill No. 2270** -- Basic Education Program (BEP) - As introduced, defines maintenance of effort and requires local tax rate to be sufficient to fund maintenance of effort. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Hardaway.

***House Bill No. 2271** -- Public Records - As introduced, authorizes a local government's legislative body to designate certain records as proprietary information, and thereby not subject to public records law. - Amends TCA Title 5; Title 6; Title 7 and Title 10, Chapter 7. by *Hardaway.

***House Bill No. 2272** -- Domestic Violence - As introduced, provides that alleged victim's termination of participation in global positioning monitoring system does not terminate defendant's obligation to participate as a condition of bail. - Amends TCA Section 40-11-152. by *Hardaway.

***House Bill No. 2273** -- Schools, Charter - As introduced, requires LEA to use years of service acquired as a charter school teacher for tenure decisions upon return of the teacher to the LEA; permits public charter school teacher on leave of absence from an LEA to continue in the Tennessee consolidated retirement system. - Amends TCA Title 49, Chapter 13. by *Hardaway.

***House Bill No. 2274** -- Redistricting, Legislative - As introduced, clarifies that contiguity by water is sufficient for senatorial districts. - Amends TCA Section 3-1-102. by *Hardaway.

***House Bill No. 2275** -- Redistricting, Legislative - As introduced, updates references to 2010 TIGER system and geography. - Amends TCA Section 3-1-103. by *Hardaway.

***House Bill No. 2276** -- Credit, Consumer - As introduced, implements system for regulating repossession agencies and collateral recovery agents. - Amends TCA Title 26; Title 45; Title 47; Title 55; Title 56; Title 62, Chapter 11 and Title 66. by *Hardaway.

***House Bill No. 2277** -- Taxes, Gasoline, Petroleum Products - As introduced, increases tax on gasoline and diesel products one cent a year for the next five years; allocates funds from increase in tax to counties and cities. - Amends TCA Title 67, Chapter 3, Part 2 and Title 67, Chapter 3, Part 9. by *Harmon.

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2278** -- Criminal Procedure - As introduced, removes statute of limitations for prosecution of following offenses if offense committed against a child on or after July 1, 2012: aggravated rape, rape, aggravated sexual battery, sexual battery, rape of a child, sexual battery by an authority figure, aggravated rape of a child, statutory rape by an authority figure, incest, producing obscene material, sexual exploitation of a minor, aggravated sexual exploitation of a minor and especially aggravated sexual exploitation of a minor. - Amends TCA Title 40, Chapter 2. by *Floyd.

***House Bill No. 2279** -- Public Health - As introduced, restricts access to public restrooms and public dressing rooms designated by sex to members of that particular sex. - Amends TCA Title 68, Chapter 15, Part 3. by *Floyd.

***House Bill No. 2280** -- Sales - As introduced, requires persons who solicit orders for magazines or make contracts for the future delivery of magazines conditioned upon payment of a subscription fee for magazines to register their presence with municipal law enforcement authorities. - Amends TCA Title 62, Chapter 16, Part 1 and Title 67, Chapter 4, Part 7. by *Floyd.

***House Bill No. 2281** -- Home Improvement Contractors - As introduced, includes as an element of the offense of theft by a home improvement contractor, or a consumer protection violation, failure to provide a current address to the residential owner until the work to be performed under the contract is completed. - Amends TCA Section 39-14-154 and Section 47-18-104. by *Dunn, *Tindell.

***House Bill No. 2282** -- Insurance Companies, Agents, Brokers, Policies - As introduced, creates requirements for issuance of certificates of insurance; clarifies the effect of such certificates; and authorizes oversight by the commissioner of commerce and insurance regarding regulation and assessing fines in relation thereto. - Amends TCA Title 56. by *Sargent.

***House Bill No. 2283** -- Insurance Companies, Agents, Brokers, Policies - As introduced, enacts the NCOIL model "Unclaimed Life Insurance Benefits Act." - Amends TCA Title 56 and Title 66, Chapter 29. by *Curtiss.

House Bill No. 2284 -- State Government - As introduced, establishes standards for state recognition of Native American Indian tribes. - Amends TCA Title 4. by *Shipley.

***House Bill No. 2285** -- Criminal Offenses - As introduced, adds community service as punishment for simple possession or casual exchange of certain controlled substances. - Amends TCA Section 39-17-418. by *Hurley, *Shipley.

***House Bill No. 2286** -- Criminal Offenses - As introduced, creates Class E felony of manufacturing or selling an imitation controlled substance and the Class A misdemeanors of ingesting an imitation controlled substance and possessing an imitation controlled substance for the purpose of ingesting it. - Amends TCA Title 39, Chapter 17, Part 4. by *Lundberg.

SENATE BILLS TRANSMITTED

2393

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TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 39** -- Disabled Persons - As introduced, extends the time period that a permanent disabled parking placard is valid from two to five years and adjusts fee from \$3.00 to \$7.50. - Amends TCA Title 55, Chapter 21. by *Faulk, *Henry. (HB206 by *Harrison)

Senate Bill No. 42 -- Alcoholic Beverage Commission - As introduced, requires all fees, fines, and other penalties be paid to commission before license renewal for distillers, wholesalers, retailers, liquor-by-the-drink establishments, wineries, collectors, and direct shippers; authorizes commission to assess actual and reasonable costs of any hearing held in accordance with the contested case provisions. - Amends TCA Title 57, Chapter 3; Title 57, Chapter 4, Part 2 and Title 57, Chapter 1. by *Faulk, *Watson, *Herron. (*HB49 by *Lundberg)

***Senate Bill No. 49** -- Education, Curriculum - As introduced, prohibits the teaching of or furnishing of materials on human sexuality other than heterosexuality in public school grades K-8. - Amends TCA Title 49, Chapter 6, Part 10. by *Campfield, *Haile. (HB229 by *Dunn)

Senate Bill No. 1004 -- District Attorneys - As introduced, creates 12 additional assistant district attorney general positions. - Amends TCA Title 8 and Title 16, Chapter 2. by *McNally. (*HB1033 by *Watson)

REPORTS FROM STANDING COMMITTEES

The committees that met on **January 10, 2012**, reported the following:

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1555, 1557 and 1558 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **January 12, 2012**: House Bill(s) No(s). 1555, 1557 and 1558.

REGULAR CALENDAR

***House Bill No. 1376** -- Municipal Government - As introduced, increases penalty for misuse of municipal sidewalk from Class C to Class B misdemeanor. - Amends TCA Title 7. by *Todd. (SB1165 by *Norris)

Further consideration of House Bill No. 1376 previously considered on May 19, 2011, at which time it was reset for today's Calendar

2394

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TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Todd moved that House Bill No. 1376 be reset for the Regular Calendar on January 23, 2012, which motion prevailed.

***Senate Joint Resolution No. 221** -- Constitutional Amendments - Proposes additional language in Article II, Section 28 to explicitly prohibit the general assembly from levying, authorizing or otherwise permitting any state or local tax upon payroll or earned personal income or any state or local tax measured by payroll or earned personal income. by *Kelsey, *Berke, *Johnson, *Gresham, *Beavers, *Stewart, *McNally, *Ramsey, *Tracy, *Southerland, *Watson, *Crowe, *Yager, *Ketron, *Bell, *Campfield, *Summerville, *Faulk, *Norris, *Woodson, *Overbey, *Roberts.

Further consideration of Senate Joint Resolution No. 221 previously considered on May 19, 2011, May 20, 2011 and May 21, 2011, for the first three Constitutional readings, at which time it was reset for today's Calendar.

Rep. McCormick moved that Senate Joint Resolution No. 221 be reset for the Regular Calendar on January 19, 2012, which motion prevailed.

UNFINISHED BUSINESS

RECESS MOTION

On motion of Rep. Fitzhugh, the House stood in recess for fifteen minutes.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED WITH

On motion of Rep. McCormick, the roll call was dispensed with.

UNFINISHED BUSINESS, CONTINUED

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow Amendments, pertaining to Redistricting Legislation, to be made available, upon request by the members, at the Clerk's desk, instead of being spread on the members' desks, and to allow the State and Local Government Committee to hear amendments that have not been pre-filed with the committee, but have been coded and prepared by Legal Services, which motion was objected to by Rep. Fitzhugh.

Rep. Naifeh moved the previous question on the motion to suspend the rules, which motion prevailed.

2395

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On motion of Rep. McCormick, the motion to suspend the rules failed by the following vote:

Ayes 61
Noes 33

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Dean, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson C, Johnson P, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Swann, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 61

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, Curtiss, DeBerry J, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Harmon, Jones, Kernell, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Pruitt, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Tindell, Towns, Turner J, Turner M -- 33

RULES SUSPENDED

Rep. Sargent moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 481 out of order, which motion prevailed.

Senate Joint Resolution No. 481 -- Memorials, Retirement - Chief Ricky Watson. by *Johnson.

On motion of Rep. Sargent, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow Amendments, pertaining to Redistricting Legislation, to be made available, upon request by the members, at the Clerk's desk, instead of being spread on the members' desks, and to allow the State and Local Government Committee to hear amendments that have not been pre-filed with the committee, but have been coded and prepared by Legal Services, which motion failed by the following vote:

Ayes 61
Noes 33

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Dean, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson C, Johnson P, Keisling, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McManus, Miller D,

TUESDAY, JANUARY 10, 2012 - FORTIETH LEGISLATIVE DAY UNOFFICIAL VERSION

Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Swann, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 61

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, Curtiss, DeBerry J, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Harmon, Jones, Kernell, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Pruitt, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Tindell, Towns, Turner J, Turner M -- 33

BILLS WITHDRAWN

On motion of Rep. Sargent, **House Bill No. 704** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

On motion of Rep. Sargent, **House Bill No. 705** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

ANNOUNCEMENTS

REPORT FILED

The Clerk announced that the 2011 Capital Post-Conviction Case Report and the Youth Transitions Advisory Council's Annual Report have been filed with the Clerk's Office and that the same are available for review.

MESSAGE FROM THE SENATE **January 10, 2012**

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2152; substituted for Senate bill on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS **January 10, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 2152; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE **2397**

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

January 10, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 481; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
January 10, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 481.

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Hawk, Haynes, Hensley, Hill, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McCormick, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell – 95

RECESS MOTION

On motion of Rep. McCormick, the House stood in recess until 9:00 a.m., Thursday, January 12, 2012.